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PTO/SB/21 (08-03)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission  
(excluding references)

4

Application Number

09/748,412

Filing Date

December 21, 2000

First Named Inventor

Wouter E. Roorda.

Group Art Unit

3738

Examiner Name

H. Phan

Attorney Docket Number

50623.29

### ENCLOSURES (check all that apply)

☒ Deposit Account 07-1850  
Authorization

☒ Postage Paid Return Postcard

☐ Response

☐ Amendment Transmittal Letter (in  
duplicate)

☐ Affidavits/declaration(s)

☐ Petition for Extension of Time (1  
month) (in duplicate)

☐ Information Disclosure Statement  
(in duplicate) with Form PTO-1449  
and \_\_\_ References

☒ Express Mail Label No. EV 337  
977 415 US

☐ Certified Copy of Priority  
Document(s)

☐ Response to Missing Parts/  
Incomplete Application

☐ Response to Missing  
Parts under 37 CFR  
1.52 or 1.53

☐ Assignment Papers  
(for an Application)

☐ Drawing(s) In/Formal \_\_\_ Sheets with  
Submission of Drawings Transmittal

☐ Issue Fee Transmittal with PTO-85b  
(in duplicate)

☒ Request for Continued Examination  
Transmittal (RCE)

☒ Fee Transmittal Form (in duplicate)

☐ Power of Attorney, Revocation  
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_

☐ After Allowance Communication to  
Group

☐ Appeal Communication to Board of  
Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Request for Status of Application

☐ Other Enclosure(s)  
(please identify below):

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Charles E. Runya, Jr. PhD.  
Squire, Sanders & Dempsey L.L.P.  
Reg. No. 43,066

Signature

Date

August 9, 2004

### CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EV 337 977 415 US in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date:

Typed or printed name

Patricia Gamble

Signature

Date

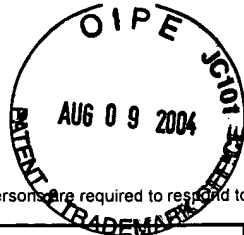
August 9, 2004



<b>FEE TRANSMITTAL</b>  <b>TOTAL AMOUNT OF PAYMENT</b>  Subtotal (1) + Subtotal (2) + Subtotal (3) = <b>(\$770.00)</b>	<b>Complete if Known</b>	
	Application Number	<b>09/748,412</b>
	Filing Date	<b>December 21, 2000</b>
	First Named Inventor	<b>Wouter E. Roorda</b>
	Group Art Unit	<b>3738</b>
	Examiner Name	<b>H. Phan</b>
Attorney Docket Number		<b>50623.29</b>

METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																													
<b>1. The Commissioner is hereby authorized to:</b>  <input checked="" type="checkbox"/> Charge the indicated fees to the below mentioned deposit account.  <input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account. <sup>†</sup>  <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.  Deposit Account Number: 07-1850 Deposit Account Name: Squire, Sanders & Dempsey  A Duplicate Copy of this authorization is attached  <b>2. <input type="checkbox"/> Payment Enclosed:</b> [ ] Check [ ] Other		<b>3. ADDITIONAL FEES</b> <table border="1"><thead><tr><th>Large Entity Fee Code/Fee</th><th>Small Entity Fee Code/Fee</th><th>Fee Description</th><th>Fee Due</th></tr></thead><tbody><tr><td>105/\$130</td><td>205/\$65</td><td>Surcharge - late filing fee or oath</td><td><input type="text"/></td></tr><tr><td>127/\$50</td><td>227/\$25</td><td>Surcharge-late provisional filing fee or cover sheet</td><td><input type="text"/></td></tr><tr><td>147/\$2,520</td><td>147/\$2,520</td><td>For filing a request for reexamination</td><td><input type="text"/></td></tr><tr><td>115/\$110</td><td>215/\$55</td><td>Extension for response within first month<sup>†</sup></td><td><input type="text"/></td></tr><tr><td>116/\$420</td><td>216/\$210</td><td>Extension for response within second month<sup>†</sup></td><td><input type="text"/></td></tr><tr><td>117/\$920</td><td>217/\$460</td><td>Extension for response within third month<sup>†</sup></td><td><input type="text"/></td></tr><tr><td>118/\$1,440</td><td>218/\$720</td><td>Extension for response within fourth month<sup>†</sup></td><td><input type="text"/></td></tr><tr><td>128/\$1,960</td><td>228/\$980</td><td>Extension for response within fifth month<sup>†</sup></td><td><input type="text"/></td></tr><tr><td>119/\$320</td><td>219/\$160</td><td>Notice of Appeal</td><td><input type="text"/></td></tr><tr><td>141/\$1,280</td><td>241/\$640</td><td>Petition to revive unintentionally abandoned application</td><td><input type="text"/></td></tr><tr><td>142/\$1,280</td><td>242/\$640</td><td>Utility Issue Fee (Or Reissue)</td><td><input type="text"/></td></tr><tr><td>143/\$460</td><td>243/\$230</td><td>Design Issue Fee</td><td><input type="text"/></td></tr><tr><td>122/\$130</td><td>122/\$130</td><td>Petitions to the Commissioner</td><td><input type="text"/></td></tr><tr><td>123/\$50</td><td>123/\$50</td><td>Petitions related to provisional applications</td><td><input type="text"/></td></tr><tr><td>126/\$180</td><td>126/\$180</td><td>Submission of Information Disclosure Statement</td><td><input type="text"/></td></tr><tr><td>581/\$40</td><td>581/\$40</td><td>Recording each patent assignment per property (times number of properties)</td><td><input type="text"/></td></tr><tr><td>146/\$740</td><td>246/\$370</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td><input type="text"/></td></tr><tr><td>179/\$740</td><td>279/\$370</td><td>Request for Continued Examination (RCE)</td><td><input type="text" value="770"/></td></tr></tbody></table>		Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description	Fee Due	105/\$130	205/\$65	Surcharge - late filing fee or oath	<input type="text"/>	127/\$50	227/\$25	Surcharge-late provisional filing fee or cover sheet	<input type="text"/>	147/\$2,520	147/\$2,520	For filing a request for reexamination	<input type="text"/>	115/\$110	215/\$55	Extension for response within first month <sup>†</sup>	<input type="text"/>	116/\$420	216/\$210	Extension for response within second month <sup>†</sup>	<input type="text"/>	117/\$920	217/\$460	Extension for response within third month <sup>†</sup>	<input type="text"/>	118/\$1,440	218/\$720	Extension for response within fourth month <sup>†</sup>	<input type="text"/>	128/\$1,960	228/\$980	Extension for response within fifth month <sup>†</sup>	<input type="text"/>	119/\$320	219/\$160	Notice of Appeal	<input type="text"/>	141/\$1,280	241/\$640	Petition to revive unintentionally abandoned application	<input type="text"/>	142/\$1,280	242/\$640	Utility Issue Fee (Or Reissue)	<input type="text"/>	143/\$460	243/\$230	Design Issue Fee	<input type="text"/>	122/\$130	122/\$130	Petitions to the Commissioner	<input type="text"/>	123/\$50	123/\$50	Petitions related to provisional applications	<input type="text"/>	126/\$180	126/\$180	Submission of Information Disclosure Statement	<input type="text"/>	581/\$40	581/\$40	Recording each patent assignment per property (times number of properties)	<input type="text"/>	146/\$740	246/\$370	Filing a submission after final rejection (37 CFR 1.129(a))	<input type="text"/>	179/\$740	279/\$370	Request for Continued Examination (RCE)	<input type="text" value="770"/>
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<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
Typed or Printed Name	Charles E. Runyan	Reg. Number	43,066
Signature		Date	August 9, 2004



08-11-04

RCE

PTO/SB/30 (10-01)

Approved for use through 10/31/2002. OMB 0651-0081

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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Commissioner for Patents  
Mail Stop RCE  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/748,412
Filing Date	December 21, 2000
First Named Inventor	Wouter E. Roorda
Art Unit	3738
Examiner Name	H. Phan
Attorney Docket Number	50623.00026

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114**

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on July 7, 2004  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. Enclosed
- i. ☐ Communication Under 37 CFR.1.114
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 07-1850
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17)
- iii. ☐ Other Additional Claim Fee \$0.00
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print /Type)	Charles E. Ruyman	Registration No. (Attorney/Agent)	43,066
Signature		Date	August 9, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

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Name (Print /Type)	Patricia Gamble	Date	August 9, 2004
Signature			

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